

ANDREW J. BAYNE (AB-1142)
THE BAYNE LAW GROUP LLC
230 Park Avenue
Suite 1000
New York, New York 10169
(212) 679-2205
Attorney for Petitioner,
Victory International (USA) LLC

UNITED STATES OF AMERICA,

v.

VIKRAM DATTA,

Defendant.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

S1 11 Cr. 102 (LAK)

**PETITION BY VICTORY
INTERNATIONAL (USA) LLC
CLAIMING INTEREST IN FORFEITED
PROPERTY**

TO: The Clerk of the Court
United States District Court, SDNY
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, NY 10007-1312

ON NOTICE TO: Preet Bharara
United States Attorney, SDNY
The Silvio J. Mollo Bldg.
One St. Andrew's Plaza
New York, NY 10007

WHEREAS, Petitioner, VICTORY INTERNATIONAL (USA) LLC, ("Victory" or "Petitioner") through its President, Anil Monga, hereby petitions this court for a hearing to adjudicate the validity of petitioner's interest in the Forfeited Property listed in the Preliminary Order of Forfeiture in the within matter.

WHEREAS, this Petition is submitted, pursuant to 21 U.S.C. § 853 (n), by the Petitioner under the penalty of perjury and shall set forth the nature and extent of Petitioner's right, title or interest in the property, the time and circumstances of Petitioner's acquisition of the right, title or interest in the property, and additional facts supporting Petitioner's claim and the relief sought.

WHEREAS, the within Petition is further founded upon the Order of the United States District Court, District of New Jersey. *See Exhibit A*. Specifically the Court will note the attached Order dated January 17, 2012, ordering that:

Summary Judgment in favor of Plaintiff, Victory International (USA) LLC is granted in the amount of \$651,151.75; and it is further ORDERED that Plaintiff shall have immediate execution against the Collateral identified to Plaintiff's Purchase Money Security Interest as set forth in UCC Financing Statement no. 11-0003428291.

United District Court, District of New Jersey, Civil Action No. 11-0757 (SRC) (MAS), Docket Document 36. Accordingly, the Property to which Petitioner claims a vested interest is that Property specifically identified by item and quantity in UCC Financing Statement No. 11-0003428291 (the "Property"). *See Exhibit B*.

WHEREAS, Petitioner, was a vendor to La Versailles Fragrances Inc. ("La Versailles"). On or about November 11, 2010 and through and including December 22, 2010 La Versailles, ordered from Petitioner and Petitioner shipped the Property as per the purchase orders under cover of specific invoices. The terms of the purchase orders expressly state "This merchandise on this invoice is the property of Victory International (USA) until fully paid". La Versailles accepted all of the Property. Demand has been made for payment by La

Versailles; however payment has not been made. Petitioner retains a perfected purchase money security interest in the goods and the proceeds thereof, valued at \$651,151.75.

WHEREAS, Petitioner commenced suit, against La Versailles Fragrances, Inc., in the United States District Court, District of New Jersey on February 15, 2011 for goods delivered and not paid for. La Versailles appeared in petitioner's suit and filed an Answer and Affirmative Defenses with the Court. Discovery was commenced and completed, following which, Petitioner was awarded a Summary Judgment by the Honorable Stanley R. Chesler, U.S.D.J. as set forth at Exhibit A.

WHEREAS, La Versailles' bookkeeper, Yolanda Carrillo, has testified at her deposition, that the Property was received by La Versailles and that the goods were re-organized and dispersed throughout the La Versailles' Laredo locations from which the seized goods were confiscated. (See Carillo Tx 49:15 – 50:25 and 57:14 – 64:20). *See Exhibit C.*

WHEREAS, a security interest is a "purchase money security interest" to the extent that it is taken or retained by the seller of the collateral to secure all or part of its price. UCC§9-103. Accordingly, the UCC-1 form is filed in order to "perfect" a creditor's security interest by giving public notice that there is a desire to take possession of certain assets for repayment of a specific debt. By filing its formal UCC-1 Financing Statement with the Texas office of the Secretary of State, against the Collateral, Petitioner has perfected its purchase-money security interest in the Property. A perfected purchase money security interest in inventory has priority over a conflicting security interest in the same inventory if the purchase money secured party gives notification in writing to the holder of the conflicting security interest by, inter alia, filing a UCC-1 financing statement. UCC§ 9-312(3).

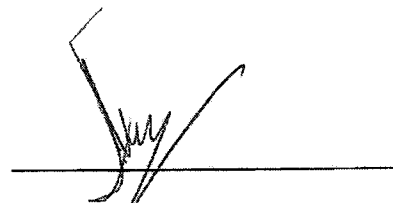
WHEREAS, further, in this matter where La Versailles' testimony acknowledges the comingling of Petitioner's secured goods with other exactly similar products, Petitioner's right to its security interest should not be impaired: "Fungible" with respect to goods or securities means goods or securities of which any unit is, by nature or usage of trade, the equivalent of any other like unit. UCC § 1-201(17). Fungible things are generally defined as interchangeable - capable of mutual substitution. They are of such a kind or nature that one specimen or part may be used in place of another specimen or equal part in the satisfaction of an obligation. In light of the above, the goods of the Property are fungible because they are interchangeable and capable of mutual substitution. For example, a 5.0 oz package of Perry Ellis Signature cologne sold by Petitioner is identical to any 5.0 oz package of Perry Ellis Signature cologne held by defendant in its comingled inventory regardless of its supplier. As set forth in Exhibit C cited, the fungible Collateral was received at the defendant's warehouse and comingled with other similar goods and then distributed to various other retail stores owned by La Versailles.

WHEREAS, to this date, Petitioner continues to retain a perfected purchase money security interest in the goods and the proceeds thereof. The UCC-1 and the District Court's Order of Judgment on the UCC-1 secured goods place Petitioner's interest specifically ahead of any other interest by any party, including but not limited to, the Defendant.

WHEREAS, Petitioner submits that the above facts, as well as the res judicata finding of the United States District Court of New Jersey establishes, by a preponderance of the evidence, that Petitioner has a legal right, title or interest in the Property which vested in the Petitioner rather than the Defendant, Vikram Datta, or was superior to any right,

title, or interest of the Defendant at the time of the commission of the acts which gave rise to the forfeiture of the property.

Date: March 7th, 2012



Anil Monga, President
Victory International (USA) LLC

THE BAYNE LAW GROUP LLC
Attorneys for Petitioner,
VICTORY INTERNATIONAL (USA) LLC

Date: March 7, 2012



By: _____
Andrew J. Bayne, Esq.

EXHIBIT A

ANDREW J. BAYNE (AB-1142)
THE BAYNE LAW GROUP LLC
116 Village Boulevard, Suite 235
P.O. Box 3036
Princeton, New Jersey 08543-3036
609.924.4295
Attorney for Plaintiff,
Victory International (USA) LLC

CL

VICTORY INTERNATIONAL (USA)
LLC,

Plaintiff,

v.

LA VERSAILLES FRAGRANCES, INC.,

Defendant.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**
Newark Vicinage

Civil Action No. 11-0757 (SRC) (MAS)

~~PROPOSED~~ **ORDER GRANTING
SUMMARY JUDGMENT**

THIS MATTER having come before the Court upon the submission of Plaintiff, Victory International (USA) LLC through counsel, The Bayne Law Group LLC (Andrew J. Bayne, Esq. appearing) seeking summary judgment against the Defendant under Fed.R.Civ.P 56; and the Court having considered the papers submitted by the parties, and having heard oral argument, and for good cause shown;

IT IS on this 17 day of January, 2012 **ORDERED** that:

Summary Judgment in favor the Plaintiff, Victory International (USA) LLC is granted
in the amount of \$651,151.75; and it is further **ORDERED** that

Plaintiff shall have immediate execution against the Collateral identified to Plaintiff's
Purchase Money Security Interest as set forth in UCC Financing Statement no. 11-
0003428291.

So Ordered this

17 day of January, 2012


Stanley R. Chesler, U.S.D.J.

I HEREBY CERTIFY that the above and
foregoing is a true and correct copy of
the original on file in my office.

ATTEST

WILLIAM T. WALSH, Clerk
United States District Court
District of New Jersey

By: 

Deputy Clerk

EXHIBIT B

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]

Victory International (USA) LLC 732-417-5900

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

Victory International (USA) LLC
 75 Newfield Avenue
 Edison, NJ 08837
 USA

FILING NUMBER: 11-0003428291

FILING DATE: 02/02/2011 11:25 AM

DOCUMENT NUMBER: 352816920002

FILED: Texas Secretary of State

IMAGE GENERATED ELECTRONICALLY FOR WEB FILING

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1 DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a ORGANIZATION'S NAME

La Versailles Fragrances, Inc.

OR

1b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

1c MAILING ADDRESS

1401 Lincoln Street

CITY

Laredo

STATE

TX

POSTAL CODE

78040

COUNTRY

USA

1d TAX ID# SSN OR EIN

ADD'L DEBTOR INFO RE ORGANIZATION DEBTOR

1e TYPE OF ORGANIZATION

Corporation

1f. ORG JURISDICTION

NY

1g ORG. ID #, if any

☒ NONE2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a ORGANIZATION'S NAME

OR

2b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

2c MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

2d TAX ID# SSN OR EIN

ADD'L DEBTOR INFO RE ORGANIZATION DEBTOR

2e TYPE OF ORGANIZATION

2f ORG JURISDICTION

2g ORG. ID #, if any

☐ NONE3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a ORGANIZATION'S NAME

Victory International (USA) LLC

OR

3b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

3c MAILING ADDRESS

75 Newfield Avenue

CITY

Edison

STATE

NJ

POSTAL CODE

08837

COUNTRY

USA

4 This FINANCING STATEMENT covers the following collateral:

All goods identified as shipped to the debtor pursuant to purchase orders expressly stating a reservation of property rights in the secured party until fully paid. Goods shipped on November 11, 2010, November 22, 2010 and December 22, 2010 under Order Numbers 2054720, 2054635, 2054842 for various brand name fragrance products for resale valued at \$651,154.75 owing to secured party.

5. ALTERNATIVE DESIGNATION [if applicable] ☐ LESSEE/LESSOR ☐ CONSIGNEE/CONSIGNOR ☐ BAILEE/BAILOR ☒ SELLER/BUYER ☐ AG LIEN ☐ NON-UCC FILING

6 This FINANCING STATEMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS Attach Addendum [if applicable]

7 Check to REQUEST SEARCH REPORT(S) on Debtor(s) All Debtors Debtor 1 Debtor 2 [ADDITIONAL FEE] [optional]

8. OPTIONAL FILER REFERENCE DATA

FILING OFFICE COPY

page 2

UCC FINANCING STATEMENT AMENDMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

11. INITIAL FINANCING STATEMENT FILE # (same as item 1a on Amendment form)				
11-0003428291				
12. NAME of PARTY AUTHORIZING THIS AMENDMENT (same as item 9 on Amendment form)				
OR	12a ORGANIZATION'S NAME Victory International (USA) LLC			
	12b INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

13. Use this space for additional information

8 AMENDMENT (COLLATERAL CHANGE) (continued)

-GUESS W 2.5 EDP

11/03/2010

P E. SIGN 150ML 360

-PE SIGNATURE FOR MEN 150 ML

PARXM3.4 600.

-PERRY "M" 3.4 EDP SP

PERY WOMAN NEW 240

-PERRY ELLIS WOMAN 3.4- NEW

PERY -MAN 3 4 600

-PERRY MAN 3 4 OZ 26.1943.90

PE M RSRV 4PC S 600

-PE RSV M 4PC SET 22.3111.90

PE W RSRV 4PC S 1,800.

-PE RSV W 4PC SET 4020, 3903

PARX-RSV-W-3.4 2,400

-PE RSV W 3.4 OZ SP 28.1997.76

FRE-TC-W 3 4OZ 720

-FH TOUCH (W) 3.4 OZ SP

PE 360 M 4PC S2 378.

-360 RED M 4PC 12.4073.90

PE 360 RED W SE 378

-360 RED W 4PC 13.3905.90

FRE-HW-W-3.4 OZ 252

-FH HOLLYWOOD (W) EDP SPR 100 M

DIS-DUCK-3.4OZ 360

-DAISY DUCK EDT 3.4 OZ SP

DIS-MIN-3.4OZ 360

-MINNIE MOUSE EDT 3.4 OZ SP

EUPH M 2PC SET 5 60.

-EUPHORIA M 2PC SET 1.7 OZ

ESCAPE-M-3.4 138

-ESCAPE (M) 3.4 OZ

DAD-YANKEE 3.4 240

-DADDY YANKEE M 3.4 OZ

PE P HIM 4PC S2 378

-PERRY FOR HIM (BLACK) 4PC

PERY-BLK M 3 4 600.

-PERRY FOR HIM (BLACK)3.4 OZ 0

PE4 HER 4PC SE 378

-PERRY FOR HER (BLACK) 4PC SET

PE W 2PC SET 1,014

-PE 18 W 2PC SET 04.3950

PE-18 M 2PC SET 720

-PE 18 M 2PC SET 05-4050

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]

The Bayne Law Group LLC 609-924-4295

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

The Bayne Law Group LLC
 P O Box 3036
 Princeton, NJ 08543-3036
 USA

FILING NUMBER: 11-00037086**FILING DATE: 02/04/2011 06:26 PM****DOCUMENT NUMBER: 353144600002****FILED: Texas Secretary of State****IMAGE GENERATED ELECTRONICALLY FOR WEB FILING
 THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY**

1a INITIAL FINANCING STATEMENT FILE #

11-00034282911b ☐ This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS.2. ☐ **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination3. ☐ **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law4. ☐ **ASSIGNMENT** (full or partial). Give name of assignee in item 7a or 7b and address of assignee in item 7c; and also give name of assignor in item 95. **AMENDMENT (PARTY INFORMATION):** This Amendment affects ☐ Debtor or ☐ Secured Party of record. Check only one of these. Also check one of the following three boxes and provide appropriate information in items 6 and/or 7.
☐ **CHANGE** name and/or address. Give current record name in item 6; also give new name and/or new address in item 7. ☐ **DELETE** name. Give record name to be deleted in item 6a or 6b. ☐ **ADD** name. Complete item 7a or 7b, and also item 7c.

6. CURRENT RECORD INFORMATION

6a ORGANIZATION'S NAME

OR

6b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

7. CHANGED (NEW) OR ADDED INFORMATION

7a ORGANIZATION'S NAME

OR

7b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

7c MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

7d. TAX ID#: SSN OR ADDL DEBTOR INFO 7a TYPE OF ORGANIZATION 7f. ORG JURISDICTION

7g ORG ID #, if any

EIN

☐ NONE8. **AMENDMENT (COLLATERAL CHANGE):** check only one box.Describe collateral ☐ No change ☐ deleted or ☐ added, or give entire ☒ restated collateral description, or describe collateral ☐ assigned.

Purchase Order Date

Product Code Quantity Shipped

-Product Description

11/3/2010

PARX-360-W-3.4 1,200

-360 W 100 ML EDP SPR

GUESS W 2.5 EDP 1,200

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT (name of assignor, if this is an Assignment). If this is an Amendment authorized by Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here ☐ and enter name of DEBTOR authorizing this amendment.

9a ORGANIZATION'S NAME

OR

Victory International (USA) LLC

9b INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

10. OPTIONAL FILER REFERENCE DATA

page 3

UCC FINANCING STATEMENT AMENDMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

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11-0003428291				
12. NAME of PARTY AUTHORIZING THIS AMENDMENT (same as item 9 on Amendment form)				
OR	12a ORGANIZATION'S NAME Victory International (USA) LLC			
	12b INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

13. Use this space for additional information

8 AMENDMENT (COLLATERAL CHANGE) (continued)

FRE273-W-2.5 OZ 720
 -273(W) 2.5 OZ SPRAY
 PARX-360-W-6.7 360
 -360 W 6.7 OZ SP
 PE 360 W 4PC S2 2,400
 -360W 4PC 3905, 3922, 3923
 OBSESS-M-6.7 OZ 600
 -OBSESSION M 6.7 OZ
 ETERN-M-6.7 OZ 1,200
 -ETERNITY M 3
 PE-360BLK M 3 360
 -360 BLACK M 3 4 OZ
 PE-360M 4PC DEO 601
 -360 M 4PC SET-DEO-4025
 PE 360 M 4PC SE 378
 -360 M 4PC SET 4021, 4024, 4020

11/19/2010

PARX-360-W-3.4 1,200
 -360 W 100 ML EDP SPR
 PARX-360-M-3.4 480
 -360 M 100 ML EDT SPR

12/21/2010

FRE273-W2 5RED 252
 -273 RED (W) 2.5 OZ EDP SPRAY
 FRE273-W -2.5 OZ 504
 -273 (W) 2.5 OZ SPRAY
 P.BLM3. 600
 -BLACK M 3.4 OZ
 PARX-RED M 3.4 1,200
 -360 RED M 3.4 OZ
 PARX-RED W 3.4 912
 -360 RED W 3.4 OZ
 PARX-360-W-3.4 1,200
 -360 W 3.4 OZ SP EDP
 PARX F 3.4 600
 -PERRY "F" 3.4 EDP SP
 PE-18 M 3.4 OZ 912
 -PE 18 M 3.4 OZ
 PERY-MEN NEW 3. 360
 -PERRY ELLIS MEN 3.4- NEW 30 10
 PERY-WOMAN NEW 480
 -PERRY ELLIS WOMAN 3.4- NEW
 PERY-MAN 3.4 720
 -PERRY MAN 3.4 OZ 26 1943 90

page 4

UCC FINANCING STATEMENT AMENDMENT ADDENDUM

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	12b INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

13. Use this space for additional information

8 AMENDMENT (COLLATERAL CHANGE) (continued)

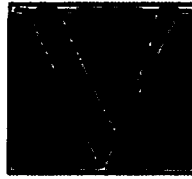
PERY-WOMAN 3.4 600
 -PERRY WOMAN 3.4 OZ
 FRE-TC-W-3.40Z 504
 -FH TOUCH (W) 3.4 OZ SP
 360 BLK M 4P 432
 -360 BLACK M 4PC SET
 PE 360 M 4PC SE 756
 -PE M 4PC SET 4021,4024,4020
 PE M4PC S2 EACII 660
 -360 RED M 4PC 12.4073.90
 PE 360 W 4PC S2 378
 -360 W 4PC 3905, 3922, 3923
 PE W RSRV 4PC S 378
 -PE RSV W 4PC SET 4020, 3903
 PE RSRV 4PC S 378
 -RSV M 4PC SET 22.3111.90
 PE 360 WHT M 4P 378
 -360 WHITE M 4PC SET
 PE-3PCW 10Z 378
 -PE 10Z W 3PC VARIETY SET
 FRE273-M-2.5 OZ 360
 -273 (M) SPR, 75 ML
 FRE273-M2.5RED 240
 -273 RED (M) 2.5 OZ
 PERY-MAN NW 2PC 360
 -PERRY MAN 2 Pc SET- NEW
 DAD-YANKEE 3.4 240
 -DADDY YANKEE M 3.4 OZ
 DAD-YAN-W-3.4 240
 -DADDY YANKEE W 3.4 OZ
 DAD-YAN-W SET 240
 -DADDY YANKEE W SET
 PERY-BLK M 3.4 480
 -PERR Y FOR HIM (BLACK) 3.4 OZ

FILING OFFICE COPY

INVOICE

VICTORY INTERNATIONAL (USA) LLC
 NEWFIELD AVENUE
 LINDEN, NEW JERSEY 08837
 (732) 417-1040

**VICTORY
 INTERNATIONAL**



(USA) LLC

INVOICE NUMBER: 2209389-IN
 INVOICE DATE: 11/11/2010

ORDER NUMBER: 2054635
 ORDER DATE: 11/04/2010
 SALESPERSON: 0001
 CUSTOMER NO: LA VERS

SOLD TO:
 LA VERSAILLES FRAGRANCES, INC
 1401 LINCOLN STREET
 LAREDO, TX 78040

SHIP TO:
 LA VERSAILLES FRAGRANCES, INC
 1401 LINCOLN STREET
 LAREDO, TX 78040

CONFIRM TO:
 Mr. Vikram Datta

Fax: 956-724-7874

CUSTOMER P.O. 11.03.2010	SHIP VIA	F.O.B. NJ WHSE	TERMS Net 90 Days			
ITEM NO.	UNIT	ORDERED	SHIPPED	BACK ORD	PRICE	AMOUNT
PARX-360-W-3.4 360 W 100 ML EDP SPR	EACH	1,200.000 WHSE: 000	1,200.000	0.000	15.7500	18,900.00
GUESS W 2.5 EDP GUESS W 2.5 EDP	EACH	1,200.000 WHSE: 000	1,200.000	0.000	17.5000	21,000.00

Please remit payment to:
Victory International (USA) LLC
P.O. Box 95000
Philadelphia, PA 19195-4355

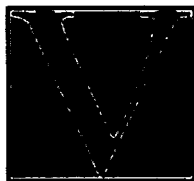
Note that overdue accounts are subject to an interest charge of 1.5% per month.
 Purchaser is responsible for damages, shortages, etc. and any discrepancies on invoiced product must be reported within 3 days after receipt of goods. No goods may be returned without our authorization. The merchandise on this invoice is the property of Victory International (USA) LLC until fully paid.

Net Invoice:	39,900.00
Less Discount:	0.00
Freight:	0.00
Sales Tax:	0.00
Invoice Total:	39,900.00

INVOICE

VICTORY INTERNATIONAL (USA) LLC
NEWFIELD AVENUE
LINDEN, NEW JERSEY 08837
(732) 417-1040

**VICTORY
INTERNATIONAL**



(USA) LLC

INVOICE NUMBER: 2209251-IN

INVOICE DATE: 11/05/2010

ORDER NUMBER: 2054635

ORDER DATE: 11/04/2010

SALESPERSON: 0001

CUSTOMER NO: LA VERS

SOLD TO:
LA VERSAILLES FRAGRANCES. INC
1401 LINCOLN STREET
LAREDO, TX 78040

SHIP TO:
LA VERSAILLES FRAGRANCES. INC
1401 LINCOLN STREET
LAREDO, TX 78040

CONFIRM TO:
Mr. Vikram Datta

Fax: 956-724-7874

CUSTOMER P.O. 11.03.2010	SHIP VIA DOT LINE	F.O.B. NJ WHSE	TERMS Net 90 Days			
ITEM NO.	UNIT	ORDERED	SHIPPED	BACK ORD	PRICE	AMOUNT
P.E. SIGN 150ML PE SIGNATURE FOR MEN 150 ML	EACH	360.000 WHSE: 000	360.000	0.000	14.0000	5,040.00
PARX M 3.4 PERRY "M" 3.4 EDP SP	EACH	600.000 WHSE: 000	600.000	0.000	14.0000	8,400.00
PE WOMAN NEW PERRY ELLIS WOMAN 3.4- NEW	EACH	240.000 WHSE: 000	240.000	0.000	20.0000	4,800.00
PERY-MAN 3.4 PERRY MAN 3.4 OZ 26.1943.90	EACH	600.000 WHSE: 000	600.000	0.000	14.0000	8,400.00
PE M RSRV 4PC S PE RSV M 4PC SET 22.3111.90	EACH	600.000 WHSE: 000	600.000	0.000	18.5000	11,100.00
PE W RSRV 4PC S PE RSV W 4PC SET 4020, 3903	EACH	1,800.000 WHSE: 000	1,800.000	0.000	18.5000	33,300.00
PARX-RSV-W-3.4 PE RSV W 3.4 OZ SP 28.1997.76	EACH	2,400.000 WHSE: 000	2,400.000	0.000	14.0000	33,600.00
PRE-TC-W-3.4OZ FH TOUCH (W) 3.4 OZ SP	EACH	720.000 WHSE: 000	720.000	0.000	14.0000	10,080.00
PE 360 M 4PC S2 360 RED M 4PC 12.4073.90	EACH	378.000 WHSE: 000	378.000	0.000	19.0000	7,182.00
PE 360 RED W SE 360 RED W 4PC 13.3905.90	EACH	378.000 WHSE: 000	378.000	0.000	19.0000	7,182.00
PRE-HW-W-3.4 OZ FH HOLLYWOOD (W) EDP SPR 100 M	EACH	252.000 WHSE: 000	252.000	0.000	10.0000	2,520.00
DIS-DUCK-3.4OZ DAISY DUCK EDT 3.4 OZ SP	EACH	360.000 WHSE: 000	360.000	0.000	3.5000	1,260.00
DIS-MIN-3.4OZ MINNIE MOUSE EDT 3.4 OZ SP	EACH	360.000 WHSE: 000	360.000	0.000	3.5000	1,260.00
EUPHM 2PC SET 5 EUPHORIA M 2PC SET 1.7 OZ	EACH	60.000 WHSE: 000	60.000	0.000	25.0000	1,500.00
ESCAPE-M-3.4 CAPE (M) 3.4 OZ	EACH	138.000 WHSE: 000	138.000	0.000	22.0000	3,036.00
DAD-YANKEE 3.4 DADDY YANKEE M 3.4 OZ	EACH	240.000 WHSE: 000	240.000	0.000	8.7500	2,100.00
PE P HIM 4PC S2 PERRY FOR HIM (BLACK) 4 PC ST	EACH	378.000 WHSE: 000	378.000	0.000	18.5000	6,993.00

CONTINUED

INVOICE

VICTORY INTERNATIONAL (USA) LLC
NEWFIELD AVENUE
LINDEN, NEW JERSEY 08837
(732) 417-1040

**VICTORY
INTERNATIONAL**



(USA) LLC

INVOICE NUMBER: 2209251-IN

INVOICE DATE: 11/05/2010

ORDER NUMBER: 2054635

ORDER DATE: 11/04/2010

SALESPERSON: 0001

CUSTOMER NO: LA VERS

SOLD TO:
LA VERSAILLES FRAGRANCES, INC
1401 LINCOLN STREET
LAREDO, TX 78040

SHIP TO:
LA VERSAILLES FRAGRANCES, INC
1401 LINCOLN STREET
LAREDO, TX 78040

CONFIRM TO:
Mr. Vikram Datta

Fax: 956-724-7874

CUSTOMER P.O. 11.03.2010	SHIP VIA DOT LINE	F.O.B. NJ WHSE	TERMS Net 90 Days				
ITEM NO.	UNIT	ORDERED	SHIPPED	BACK ORD	PRICE	AMOUNT	
PERY-BLK M 3.4 PERRY FOR HIM (BLACK) 3.4 OZ 0	EACH	600.000 WHSE: 000	600.000	0.000	13.0000	7,800.00	
PE 4 HER 4PC SE PERRY FOR HER (BLACK) 4PC SET	EACH	378.000 WHSE: 000	378.000	0.000	18.5000	6,993.00	
PE 18 W 2PC SET PE 18 W 2PC SET 04.3950	EACH	1,014.000 WHSE: 000	1,014.000	0.000	16.5000	16,731.00	
PE-18 M 2PC SET PE 18 M 2PC SET 05.4050	EACH	1,080.000 WHSE: 000	1,080.000	0.000	16.5000	17,820.00	
FRE273-W-2.5 OZ 273 (W) 2.5 OZ SPRAY	EACH	720.000 WHSE: 000	720.000	0.000	14.0000	10,080.00	
PARX-360-W-6.7 360 W 6.7 OZ SP	EACH	360.000 WHSE: 000	360.000	0.000	21.5000	7,740.00	
PE 360 W 4PC S2 360 W 4PC 3905, 3922, 3923	EACH	2,400.000 WHSE: 000	2,400.000	0.000	19.5000	46,800.00	
PARX-360-W-3.4 360 W 100 ML EDP SPR	EACH	1,200.000 WHSE: 000	0.000	1,200.000	15.7500	0.00	
OBSESS-M-6.7OZ OBSESSION M 6.7 OZ	EACH	600.000 WHSE: 000	600.000	0.000	43.5000	26,100.00	
ETERN-M-6.7OZ ETERNITY M 6.7 OZ	EACH	1,200.000 WHSE: 000	1,200.000	0.000	43.5000	52,200.00	
PE-360-BLK M 3. 360 BLACK M 3.4 OZ	EACH	360.000 WHSE: 000	360.000	0.000	12.5000	4,500.00	
PE-360M 4PC DEO 360 M 4PC SET- DEO-4025	EACH	601.000 WHSE: 000	601.000	0.000	19.2500	11,569.25	
PE 360 M 4PC SE 360 M 4PC SET 4021, 4024, 4020	EACH	378.000 WHSE: 000	378.000	0.000	19.2500	7,276.50	

Please remit payment to:
Victory International (USA) LLC
P.O. Box 95000
Philadelphia, PA 19195-4355

Note that overdue accounts are subject to an interest charge of 1.5% per month.
Purchaser is responsible for damages, shortages, etc. and any discrepancies on invoiced product must be reported within 3 days after receipt of goods. No goods may be returned without our authorization. The merchandise on this invoice is the property of Victory International (USA) LLC until fully paid.

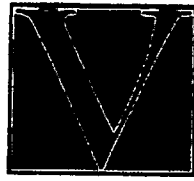
Net Invoice:	363,362.75
Less Discount:	0.00
Freight:	0.00
Sales Tax:	0.00
Invoice Total:	363,362.75

INVOICE

Page: 1

VICTORY INTERNATIONAL (USA) LLC
 NEWFIELD AVENUE
 LINDEN, NEW JERSEY 08837
 (732) 417-1040

VICTORY
 INTERNATIONAL



(USA) LLC

INVOICE NUMBER: 2209599-IN

INVOICE DATE: 11/22/2010

ORDER NUMBER: 2054720

ORDER DATE: 11/19/2010

SALESPERSON: 0001

CUSTOMER NO: LA VERS

SOLD TO:
 LA VERSAILLES FRAGRANCES, INC
 1401 LINCOLN STREET
 LAREDO, TX 78040

SHIP TO:
 LA VERSAILLES FRAGRANCES, INC
 1401 LINCOLN STREET
 LAREDO, TX 78040

CONFIRM TO:
 Mr. Vikram Datta

Fax: 956-724-7874

CUSTOMER P.O. 11.19.2010	SHIP VIA DOT LINE	F.O.B. NJ	TERMS Net 90 Days			
ITEM NO.	UNIT	ORDERED	SHIPPED	BACK ORD	PRICE	AMOUNT
PARX-360-W-3.4 360 W 100 ML EDP SPR	EACH	1,200.000 WHSE: 000	1,200.000	0.000	16.3500	19,620.00
PARX-360-M-3.4 360 M 100 ML EDT SPR	EACH	480.000 WHSE: 000	480.000	0.000	14.5000	6,960.00

Please remit payment to:
 Victory International (USA) LLC
 P.O. Box 95000
 Philadelphia, PA 19195-4355

Note that overdue accounts are subject to an interest charge of 1.5% per month.
 Purchaser is responsible for damages, shortages, etc. and any discrepancies on invoiced
 product must be reported within 3 days after receipt of goods. No goods may be
 returned without our authorization. The merchandise on this invoice is the property of
 Victory International (USA) LLC until fully paid.

Net Invoice:	26,580.00
Less Discount:	0.00
Freight:	0.00
Sales Tax:	0.00
Invoice Total:	26,580.00

INVOICE

Page: 1

VICTORY INTERNATIONAL (USA) LLC
75 NEWFIELD AVENUE
LISON, NEW JERSEY 08837
(732) 417-1040

VICTORY
INTERNATIONAL



(USA) LLC

INVOICE NUMBER: 2210106-IN
INVOICE DATE: 12/22/2010

ORDER NUMBER: 2054842
ORDER DATE: 12/22/2010
SALESPERSON: 0001
CUSTOMER NO: LA VERS

SOLD TO:
LA VERSAILLES FRAGRANCES. INC
1401 LINCOLN STREET
LAREDO, TX 78040

SHIP TO:
LA VERSAILLES FRAGRANCES. INC
1401 LINCOLN STREET
LAREDO, TX 78040

CONFIRM TO:
Mr. Vikram Datta

Fax: 956-724-7874

CUSTOMER P.O. 12.21.2010	SHIP VIA DOT LINE	F.O.B. NJ WHSE	TERMS Net 90 Days			
ITEM NO.	UNIT	ORDERED	SHIPPED	BACK ORD	PRICE	AMOUNT
FRE273-W2.5RED 273 RED (W) 2.5 OZ EDP SPRAY	EACH	252.000 WHSE: 000	252.000	0.000	9.5000	2,394.00
FRE273-W-2.5 OZ 273 (W) 2.5 OZ SPRAY	EACH	504.000 WHSE: 000	504.000	0.000	14.0000	7,056.00
PE- 1-BLK M 3. 360 BLACK M 3.4 OZ	EACH	600.000 WHSE: 000	600.000	0.000	12.5000	7,500.00
PARX-RED M 3.4 360 RED M 3.4 OZ	EACH	1,200.000 WHSE: 000	1,200.000	0.000	14.0000	16,800.00
PARX-RED W 3.4 360 RED W 3.4OZ	EACH	912.000 WHSE: 000	912.000	0.000	14.0000	12,768.00
PARX-360-W-3.4 360 W 3.4 OZ SP EDP	EACH	1,200.000 WHSE: 000	1,200.000	0.000	16.7500	20,100.00
PARX F 3.4 PERRY "F" 3.4 EDP SP	EACH	600.000 WHSE: 000	600.000	0.000	14.5000	8,700.00
PE- 18 M 3.4 OZ PE 18 M 3.4 OZ	EACH	912.000 WHSE: 000	912.000	0.000	14.7500	13,452.00
PERRY-MEN NEW 3. PERRY ELLIS MEN 3.4- NEW 30.10	EACH	360.000 WHSE: 000	360.000	0.000	14.5000	5,220.00
PERRY-WOMAN NEW PERRY ELLIS WOMAN 3.4- NEW	EACH	480.000 WHSE: 000	480.000	0.000	20.5000	9,840.00
PERRY-MAN 3.4 PERRY MAN 3.4 OZ 26.1943.90	EACH	720.000 WHSE: 000	720.000	0.000	14.0000	10,080.00
PERRY-WOMAN 3.4 PERRY WOMAN 3.4 OZ	EACH	600.000 WHSE: 000	600.000	0.000	14.5000	8,700.00
FRE-TC-W-3.4OZ FH TOUCH (W) 3.4 OZ SP	EACH	504.000 WHSE: 000	504.000	0.000	14.0000	7,056.00
PE 360 BLK M 4P 360 BLACK M 4PC SET	EACH	432.000 WHSE: 000	432.000	0.000	18.0000	7,776.00
PE 360 M 4PC SE 360 M 4PC SET 4021, 4024, 4020	EACH	756.000 WHSE: 000	756.000	0.000	19.5000	14,742.00
PE 360 M 4PC S2 360 RED M 4PC 12.4073.90	EACH	1,296.000 WHSE: 000	660.000	636.000	19.2500	12,705.00
PE 360 W 4PC S2 360 W 4PC 3905, 3922, 3923	EACH	378.000 WHSE: 000	378.000	0.000	19.0000	7,182.00

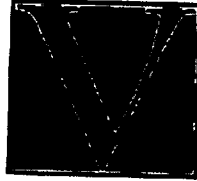
CONTINUED

INVOICE

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VICTORY INTERNATIONAL (USA) LLC
 75 NEWFIELD AVENUE
 LISON, NEW JERSEY 08837
 (732) 417-1040

**VICTORY
 INTERNATIONAL**



(USA) LLC

INVOICE NUMBER: 2210106-IN
 INVOICE DATE: 12/22/2010

ORDER NUMBER: 2054842
 ORDER DATE: 12/22/2010
 SALESPERSON: 0001
 CUSTOMER NO: LA VERS

SOLD TO:
 LA VERSAILLES FRAGRANCES, INC
 1401 LINCOLN STREET
 LAREDO, TX 78040

SHIP TO:
 LA VERSAILLES FRAGRANCES, INC
 1401 LINCOLN STREET
 LAREDO, TX 78040

CONFIRM TO:
 Mr. Vikram Datta

Fax: 956-724-7874

CUSTOMER P.O. 12.21.2010	SHIP VIA DOT LINE	F.O.B. NJ WHSE	TERMS Net 90 Days			
ITEM NO.	UNIT	ORDERED	SHIPPED	BACK ORD	PRICE	AMOUNT
PE W 18 4PC SET	EACH	1,296.000	0.000	1,296.000	20.5000	0.00
PE 18 W 4PC SET 3909 & 3973		WHSE: 000				
PE W RSRV 4PC S	EACH	378.000	378.000	0.000	19.0000	7,182.00
PE RSV W 4PC SET 4020, 3903		WHSE: 000				
PE RSRV 4PC S	EACH	378.000	378.000	0.000	18.7500	7,087.50
PE RSV M 4PC SET 22.3111.90		WHSE: 000				
PE 360 WHT M 4P	EACH	378.000	378.000	0.000	18.0000	6,804.00
360 WHITE M 4PC SET		WHSE: 000				
PE-3PC W 1OZ	EACH	240.000	240.000	0.000	15.5000	3,720.00
PE 1OZ W 3PC VARIETY SET		WHSE: 000				
FRE273-M-2.5 OZ	EACH	360.000	360.000	0.000	10.0000	3,600.00
273 (M) SPR, 75 ML		WHSE: 000				
FRE273-M2.5RED	EACH	240.000	240.000	0.000	9.5000	2,280.00
273 RED (M) 2.5 OZ		WHSE: 000				
PERY-MAN NW 2PC	EACH	360.000	360.000	0.000	18.5000	6,660.00
PERRY MAN 2 Pc SET- NEW		WHSE: 000				
DAD-YANKEE 3.4	EACH	240.000	240.000	0.000	8.7500	2,100.00
DADDY YANKEE M 3.4 OZ		WHSE: 000				
DAD-YAN-W-3.4	EACH	240.000	240.000	0.000	16.5000	3,960.00
DADDY YANKEE W 3.4 OZ		WHSE: 000				
DAD-YAN-W SET	EACH	240.000	240.000	0.000	19.0000	4,560.00
DADDY YANKEE W SET		WHSE: 000				
PERY-BLK M 3.4	EACH	480.000	480.000	0.000	13.7500	6,600.00
PERRY FOR HIM (BLACK) 3.4 OZ 0		WHSE: 000				

Please remit payment to:
 Victory International (USA) LLC
 P.O. Box 95000
 Philadelphia, PA 19195-4355

Note that overdue accounts are subject to an interest charge of 1.5% per month.
 Purchaser is responsible for damages, shortages, etc. and any discrepancies on invoiced
 product must be reported within 3 days after receipt of goods. No goods may be
 returned without our authorization. The merchandise on this invoice is the property of
 Victory International (USA) LLC until fully paid.

Net Invoice	226,624.50
Less Discount	0.00
Freight	0.00
Sales Tax	0.00
Invoice Total:	226,624.50

EXHIBIT C



ORIGINAL

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
CIVIL ACTION NO. 11-757 (SRC) (MAS)

VICTORY INTERNATIONAL
(USA), LLC,

Plaintiff,

DEPOSITION OF:

-vs-

YOLANDA CARRILLO

LaVERSAILLES
FRAGRANCES, INC.,

Defendant.

August 18, 2011
Princeton, New Jersey

B E F O R E:

RITA CHIANESE, Certified Court
Reporter and Notary Public of the State of New
Jersey, at the offices of THE BAYNE LAW GROUP,
LLC, 116 Village Boulevard, Suite 200,
Princeton, New Jersey 08543-3036 on Thursday,
August 18, 2011, commencing at 11:02 a.m.,
pursuant to Notice.

BETSY WESTON COURT REPORTING SERVICES
P.O. Box 780
Princeton Junction, New Jersey 08550
(609) 520-0006

Betsy Weston Court Reporting Services
(609) 520-0006

1 A P P E A R A N C E S:

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THE BAYNE LAW GROUP, LLC
BY: ANDREW J. BAYNE, ESQ.
116 Village Boulevard, Suite 200
P.O. Box 3036
Princeton, New Jersey 08543-3036
(609) 924-4295
For the Plaintiff

MESSRS. NESENOFF & MILTENBERG, LLP
BY: ANDREW T. MILTENBERG, ESQ.
363 Seventh Avenue
New York, New York 10001
(212) 736-4500
For the Defendant

Carrillo - direct

1 Does it come with the shipment?

2 MR. MILTENBERG:

3 Objection.

4 You can answer.

5 A. The invoice is given to me by
6 Cynthia but either they fax it or they mail it.
7 If they mail it, I get the invoice and give it
8 to Cynthia so that when she receives the
9 merchandise, she can check the merchandise.

10 Q. Okay. So she -- right.

11 On receipt -- she checks the
12 merchandise on receipt against the invoice,
13 correct?

14 A. Right.

15 Q. Okay. I'm showing you P-5 for
16 Identification as an example, and P-4.

17 The address for La Versailles
18 on both of these documents appears to be 1401
19 Lincoln Street; is that correct?

20 A. Yes.

21 Q. Okay. Now, does that mean that
22 that's where the goods were shipped?

23 A. Yes. All shipments are
24 received to 1401 Lincoln.

25 Q. After they are received at 1401

Carrillo - direct

50

1 Lincoln, what's the process for these
2 particular goods, if you know?

3 Do you know what happened to
4 these particular goods after they arrived at
5 1401 Lincoln Street?

6 A. They're received and I get the
7 invoice.

8 MR. MILTENBERG: Just to
9 be clear, he's not asking you in general. He's
10 asking you specifically in this instance.

11 A. Okay. What happens to the
12 merchandise?

13 Q. What happened to this
14 merchandise when it arrived at La Versailles?

15 A. It's in the warehouse.

16 Q. Okay. 1401 --

17 A. Yes.

18 Q. -- Lincoln?

19 And then is that -- was that
20 merchandise ever -- before the DEA arrived, was
21 that merchandise ever moved from that location?

22 A. Exactly what merchandise --
23 when the merchandise arrives, either it's there
24 in the warehouse or it's sold on wholesale but
25 which articles have been sold, I don't know.

Carrillo - direct

57

1 entities have their own warehouse space?

2 A. No.

3 Q. How many warehouses are
4 controlled by Vikram Datta to your knowledge?

5 MR. MILTENBERG:

6 Objection.

7 You can answer.

8 A. One.

9 Q. One, one warehouse, 1401
10 Lincoln Street?

11 A. Yes.

12 Q. Okay. The inventory --
13 withdrawn.

14 From an operational standpoint,
15 how is the inventory moved from -- well, is
16 inventory moved from 1401 upon receipt, 1401
17 Lincoln Street, to the other retail locations
18 we discussed?

19 A. The merchandise received is not
20 moved. It stays in the warehouse. It's sold.

21 Q. Okay. Sold to whom?

22 A. To other entities and other
23 customers.

24 Q. Is it sold to affiliates, such
25 as La Versailles Perfumes, located at 219

Carrillo - direct

58

1 Convent Avenue?

2 A. I wouldn't be able to tell you
3 because I don't make the invoices for -- I
4 don't make the invoices.

5 Q. Okay. But what I'm -- let me
6 try to summarize where I'm going with this
7 question. All right.

8 There is a location at 219
9 Convent Avenue, Laredo, Texas, for an operation
10 called La Versailles Perfumeria, correct?

11 A. Okay.

12 Q. Is that correct?

13 A. Yes.

14 Q. Okay. Is Perfumeria a separate
15 entity?

16 A. It's La Versailles Cosmetics --

17 Q. Okay.

18 A. -- Inc.

19 Q. And that's at 219 Convent
20 Avenue?

21 A. Yes.

22 Q. Does the marques outside say
23 La Versailles Cosmetics or La Versailles
24 Perfumeria?

25 A. It's DBA Perfumeria La

Carrillo - direct

59

1 Versailles.

2 Q. What does it say on the marques
3 on 219 Convent Avenue?

4 A. La Versailles, Perfumeria
5 La Versailles.

6 Q. And how does Perfumeria
7 La Versailles obtain its inventory for resale?

8 MR. MILTENBERG:

9 Objection.

10 You can answer.

11 A. It buys the inventory from
12 La Versailles.

13 Q. Okay. And then that inventory
14 would be shipped out of the La Versailles
15 warehouse to 219 Convent Avenue on an
16 as-purchased basis?

17 A. As-purchased basis, yes.

18 Q. Okay. There is another entity
19 apparently called Perfumeria La Versailles
20 located at 1213 Zaragoza Street; is that
21 correct?

22 A. That's correct.

23 Q. Okay. So there are two
24 Perfumeria La Versailles retail stores that
25 we've discussed so far?

Carrillo - direct

60

1 A. Yes.

2 Q. Is it the same process where
3 the two -- sorry.

4 The 1213 Zaragoza Street
5 location receives its inventory by purchasing
6 it from La Versailles -- purchasing it from
7 the Defendant?

8 A. 1213 Zaragoza Street is
9 Perfumeria La Versailles, owned by La
10 Versailles Fragrances.

11 Q. Okay. So it doesn't need to
12 purchase it, the inventory can just be shipped
13 from the warehouse at 1401 to 1213 Zaragoza?

14 MR. MILTENBERG:
15 Objection.

16 You can answer.

17 A. Yes.

18 Q. Is that correct?

19 A. Yes.

20 Q. At 1211 Zaragoza, is there a
21 retail perfume store front there as well?

22 A. Yes.

23 Q. Okay. And how does the
24 storefront at 1211 Zaragoza receive its
25 inventory?

Carrillo - direct

61

1 A. It's purchased from
2 La Versailles Fragrances.

3 Q. And that inventory then would
4 be shipped from 1401 Lincoln Street to 1211
5 Zaragoza Street?

6 A. Yes.

7 Q. And I'm using the term shipped.
8 Are there different means of
9 shipping this product other than by large
10 container trucks to the retail locations?

11 A. No. It's not shipped by large
12 container trucks.

13 Q. How are the shipments from --
14 is it fair to say that we've just discussed a
15 mechanism of disbursing inventory from 1401
16 Lincoln to the various retail locations?

17 MR. MILTENBERG:
18 Objection.

19 You can answer.

20 A. The stores purchase merchandise
21 but they don't purchase large quantities.

22 Q. Okay.

23 A. The stores only purchase small
24 quantities.

25 Q. Okay. How is it physically

Carrillo - direct

62

1 moved, the inventory, how is the inventory
2 physically moved from 1401 to locations such as
3 1219 Convent Avenue?

4 A. Dollies.

5 Q. Is it that close, by hand
6 walked, dollies that walk it right over?

7 A. Yes, yes.

8 Q. I'm not familiar with the
9 geography. So these are all -- all these
10 locations are in a walkable distance from each
11 other?

12 A. Yes.

13 Q. So does that mean that
14 sometimes it's on a dolly, sometimes it's by
15 physically carrying it, sometimes it's by car,
16 is this true or is it always by dolly?

17 A. By dolly.

18 Q. Okay. And would that be true
19 also for the location at -- have we covered all
20 the locations?

21 A. No.

22 Q. Okay. Where are the other
23 locations where inventory is moved from 1401
24 Lincoln Street by dolly?

25 We talked about 1213 Zaragoza,

Carrillo - direct

63

1 1211 Zaragoza and 1219 Convent Avenue.

2 A. Yes.

3 Q. Where else?

4 A. 407 Convent and now 301

5 Convent.

6 Q. What's at 407 Convent?

7 A. A perfume store.

8 Q. What's the name of that store?

9 A. Valencia 2.

10 Q. And the other Convent location,

11 3 --

12 A. Perfumeria Clasica.

13 Q. What was that address again?

14 A. 301 Convent.

15 Q. And so all of these essentially

16 receive their inventory from the depot location

17 of 1401 Lincoln Street; is that correct?

18 A. Yes.

19 Can we take a break?

20 Q. Sure.

21 (There is a short recess taken.)

22 MR. BAYNE: Back on the

23 record.

24 BY MR. BAYNE:

25 Q. Can you describe the layout of

Carrillo - direct

64

1 the 1401 Lincoln Street warehouse?

2 Specifically what I'm
3 interested in is when perfumes are received,
4 are they stored by Purchase Order or are they
5 stored by product identification?

6 A. By product.

7 Q. Okay. So that basically, the
8 order comes in and then it's broken down and
9 the various pieces are sent to various parts of
10 the warehouse where those particular products
11 are stored; is that correct?

12 A. Yes.

13 Q. When the DEA came, and you said
14 earlier, seized the documents, did they also
15 seize product?

16 A. Merchandise, yes.

17 Q. Merchandise, yes.

18 And that would include this
19 merchandise that we're talking about here?

20 A. Yes.

21 Q. Okay. Basically Victory's
22 deliveries?

23 MR. MILTENBERG:

24 Objection.

25 Q. By this merchandise here, I'm